IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA for the use of KIMO CONSTRUCTORS, INC., a New Mexico corporation,

Plaintiff,

VS.

No. 1:19-cv-00565-SWS-MLC

THE OHIO CASUALTY INSURANCE COMPANY, a New Hampshire corporation, E-CORP, a Utah corporation, SHIVER SOUTHWEST LLC, a New Mexico limited liability company, JAKE SHIVER, an individual, and JAMIE SHIVER, an individual all jointly and severally,

Defendants.

STIPULATED DISMISSAL WITH PREJUDICE

The above matter having been resolved between Plaintiff and Defendant Shiver Southwest, LLC and Defendants Jake Shiver and Jamie Shiver, and the other Defendants having been previously dismissed, Plaintiff and Defendant Shivers hereby stipulate that the above matter be dismissed with prejudice.

Approved:

BINGHAM, HURST & APODACA, P.C.

Wavne E./Bingham Counsel for Plaintiff

2420 Comanche NE, Ste. H-6

Albuquerque, NM 87107

Telephone: (505) 881-4545 wbingham@binghamhurst.com LAW OFFICES OF TIBO J. CHAVEZ, JR.

Tibo Chavez

Counsel for Defendants Shiver

P.O. Box 569

Belen, NM 87002

Telephone: (505) 864-4428

tchavezlaw@gmail.com